

JPW

D0250 US - NP

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Melissa Handler, Ph.D.

Type or print name

Melissa Handler

Signature

October 23, 2006

Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

DOWEYKO, ET AL

APPLICATION NO: **10/621,807**

FILED: **July 17, 2003**

FOR: **COMPOSITIONS AND METHODS INVOLVING NUCLEAR
HORMONE RECEPTOR SITE II**

ART UNIT: **1656**

EXAMINER: **NASHED, NASHAAT T**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In reply to the Office Action dated September 22, 2006, requesting an election of one invention to prosecute in the above-referenced patent application, Applicant hereby provisionally elects to prosecute the invention of Group 1-XXXVIII, without traverse, drawn to methods in which a model of a GR (glucocorticoid receptor) Site II is constructed by homology modeling and used to identify ligands for said receptor corresponding to claims 1, 5-10, 16, 27 and 29.

This response is being timely filed as the time for response to the Restriction Requirement is to and through October 23, 2006 as October 22, 2006 fell on a Sunday.

If any fee is due in connection herewith, please charge such fee to Deposit Account No. 19-3880 of the undersigned. Furthermore, if any extension of time not already accounted for is required, such extension is hereby petitioned for, and it is requested that any fee due for said extension be charged to the above-stated Deposit Account.

Bristol-Myers Squibb Company
Patent Department
P.O. Box 4000
Princeton, NJ 08543-4000

Melissa Handler

Melissa Handler, Ph.D.

Agent for Applicant

Reg. No. 52,988

Phone: 609-252-4323

Date: October 23, 2006